

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

KENTUCKY SPEEDWAY, LLC	:	CASE NO:
	:	
Plaintiff,	:	1:06-mc-00203-KAJ
v.	:	
	:	
NATIONAL ASSOCIATION	:	
FOR STOCK CAR AUTO	:	
RACING, INC., ET AL.,	:	
	:	
Defendants.	:	

**STIPULATION WITHDRAWING PLAINTIFF'S
TRANSFER REQUEST AND SETTING BRIEFING
SCHEDULE ON PLAINTIFF'S MOTION TO COMPEL**

It is hereby STIPULATED and AGREED by and between Plaintiff/Movant herein Kentucky Speedway, LLC (“Kentucky”) and Non-party/Respondent herein Dover Motorsports, Inc. (“Dover”), subject to the approval of the Court, as follows:

1. The request for transfer of this matter made in to Plaintiff's Motion to Compel Against Third Party Dover Motorsports, Inc. (D.I. #1) (“Motion to Compel”) is withdrawn with prejudice.
2. Briefs shall now be filed with respect to the Motion to Compel as follows:
 - (a) Kentucky relies on the Motion to Compel and supporting documents as its opening brief and will not file an additional or separate brief;
 - (b) Dover's answering brief and accompanying documents (including cross-motion to strike) will be filed no later than ten (10) days after Kentucky executes this stipulation;
 - (c) Kentucky's reply shall be filed no later than five (5) days after service of the answering brief and cross motion; and

(d) Any reply by Dover in support of the motion to strike shall be filed no later than five (5) days after Kentucky's response to that motion.

Respectfully submitted,

/s/ John M. Seaman 12/1/06
John M. Seaman (I.D. No. 3863) (date)
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/s/ RGPlacey 12/1/06
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Dover Motorsports, Inc.*

IT IS SO ORDERED this _____ day of _____, 2006.
